



2-28-05

Attorney's Docket No.: 17101-025001/826

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Durlin Hickok *et al.* Art Unit : 1641  
Serial No. : 10/774,144 Examiner : James Leslie Grun  
Filed : February 6, 2004 Conf. No. : 8562  
Cust. No. : 20985  
Title : SCREENING AND TREATMENT METHODS FOR PREVENTION OF  
PRETERM DELIVERY

**Mail Stop Amendment**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement, a form PTO-1449 (1 page), an International Search Report, cited references, and a Certification pursuant to 37 C.F.R. §1.97(e) for filing in connection with the above-captioned application. Since this is a Supplemental Information Disclosure Statement with a Certification, a fee for filing the Statement should not be required. If, however, it is determined that a fee for filing these papers is required, the Commissioner is authorized to charge Deposit Account No. 06-1050, as stated below:



The Commissioner is hereby authorized to charge the fee for the extension of time and any other fee that may be due in connection with this and the attached papers or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie Seidman  
Reg. No. 33,779

Attorney Docket No. 17101-025001/826

**Address all correspondence to:**

Stephanie Seidman  
Fish & Richardson P.C.  
12390 El Camino Real  
San Diego, California 92130  
Telephone: (858) 678-5070  
Facsimile: (202) 626-7796  
email: seidman@fr.com

CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
"Express Mail" Mailing Label Number EV 399318798 US  
Date of Deposit February 24, 2005  
I hereby certify that this paper is being deposited with the United States Postal  
"Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date  
indicated above and is addressed to: Commissioner for Patents, U.S. Patent and  
Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Stephanie Seidman



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN  
ACCORDANCE WITH 37 C.F.R. §§1.97-1.98**

Dear Sir:

This Supplemental Information Disclosure Statement is filed pursuant to 37 C.F.R. § 1.97(c) and includes a certification in accordance with 37 C.F.R. § 1.97(e). The certification applies to all of the references listed on PTO Form-1449 (1 page), provided herewith. Because this Supplemental Information Disclosure Statement is filed before receipt of a first Office Action on the merits for the above-captioned application, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1050.

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Form PTO-1449 (1 page) and copies of the cited references are provided herewith in connection with the above-captioned application.

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Stephanie Seidman

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Serial No. : 10/774,144  
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Supplemental Information Disclosure Statement

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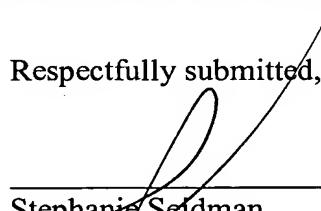
Each item was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the attached Supplemental Information Disclosure Statement. Form PTO-1449 (1 page), an international search report, and copies of the cited documents, are provided herewith. Each item of the information contained in this Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

The documents listed on the Form PTO-1449 are in the English language. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references is effective as prior art against the subject application. In accordance with 37 C.F.R. 1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. 1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and make them of record in the file history of the above-captioned application.

Respectfully submitted,

  
Stephanie Seidman  
Reg. No. 33,779

Attorney Docket No. 17101-025001/826

**Address all correspondence to:**

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**CERTIFICATION FOR SUPPLEMENTAL INFORMATION DISCLOSURE**  
**STATEMENT IN ACCORDANCE WITH 37 C.F.R. § 1.97(E)**

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. This certification is being made for the Supplemental Information Disclosure Statement accompanying this certification.
2. I, Stephanie L. Seidman, certify that all items of information contained in the accompanying Supplemental Information Disclosure Statement were cited in a communication from the International Searching Authority, dated February 7, 2005, in connection with PCT International Patent Application No. PCT/US2004/003428, which claims priority to U.S. Provisional Application Serial No. 60/446,288, to which the above-captioned application likewise claims the benefit of priority. Thus, all the items of information were cited in a communication from a foreign patent office in a

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Stephanie Seidman

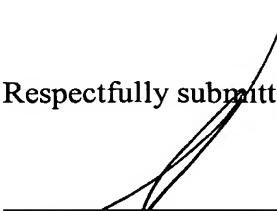
Applicant : Durlin Hickok *et al.*  
Serial No. : 10/774,144  
Filed : February 6, 2004  
Certification for SIDS

Attorney's Docket No.: 17101-025001/826

corresponding foreign application not more than one month prior to the filing of the attached Supplemental Information Disclosure Statement.

3. The person making this certification is an attorney of record in the above-captioned application and signs below on the basis of information in the attorney's file.

Respectfully submitted,

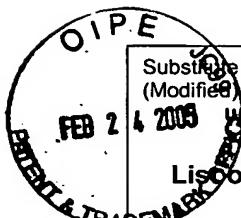
  
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email: seidman@fr.com

Substitute Form PTO-1449  
(Modified)U.S. Department of Commerce  
Patent and Trademark OfficeAttorney's Docket No.  
17101-025001/826Application No.  
10/774,144List of Patents and Publications for Applicant's  
Information Disclosure Statement

(37 CFR §1.98(b))

Applicant  
Durlin Hickok *et al.*Filing Date  
February 6, 2004Group Art Unit  
1641

## U.S. Patent Documents

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
		NONE					

## Foreign Patent Documents or Published Foreign Patent Applications

Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation	
							Yes	No
		NONE						

## Other Documents (include Author, Title, Date, and Place of Publication)

Examiner Initial	Desig. ID	Document
	A	Bittar <i>et al.</i> , "Cervical fetal fibronectin in patients at increased risk for preterm delivery", <i>American Journal of Obstetrics and Gynecology</i> 175(1):178-181 (1996)
	B	Da Fonseca <i>et al.</i> , "Prophylactic administration of progesterone by vaginal suppository to reduce the incidence of spontaneous preterm birth in women at increased risk: a randomized placebo-controlled double-blind study", <i>American Journal of Obstetrics and Gynecology</i> 188(2):419-424 (2003)
	C	Noblot <i>et al.</i> , "The use of micronized progesterone in the treatment of menace of preterm delivery", <i>European Journal of Obstetrics and Gynecology and Reproductive Biology</i> 40(3):203-210 (1991)

Examiner Signature	Date Considered
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.